GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Chittoor District - Sri V.S.Siva Kumar, former Tahsildar (now Retired) – Dereliction of duties while working as Tahsildar, Chittoor - Departmental proceedings under rule 20 of A.P.C.S. (CC & A) Rules, 1991 - Articles of charges – Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.RT.No. 280 **Dated: 24-02-2020.**
Read the following:-

1. G.O.Rt.No.279, Revenue (Vig.III) Department, Dt:24.02.2020

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ORDER:

It is proposed to hold an enquiry against Sri V.S.Siva Kumar, former Tahsildar (now Retired) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Articles of charges (Annexure—I). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure – III & IV).

3. Sri V.S.Siva Kumar, former Tahsildar (now Retired) is directed to submit, within 10 days of the receipt of this order, a written statement of his defense.

4. Sri V.S.Siva Kumar, former Tahsildar (now Retired) is informed that an enquiry will be held only in respect of those articles of charges as are not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri V.S.Siva Kumar, former Tahsildar (now Retired) is further informed that if he does not submit his written statement of defense on or before the date specified in Para—3 above, further action will be processed based on the material available.

6. Attention of Sri V.S.Siva Kumar, former Tahsildar (now Retired) is invited to Rule 24 of A.P.C.S (Conduct) Rules 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri V.S.Siva Kumar, former Tahsildar (now Retired) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri V.S.Siva Kumar, former Tahsildar (now Retired) through the Chief Commissioner of Land Administration, A.P., Vijayawada.

Copy to:
The Chief Commissioner of Land Administration, A.P., Vijayawada.
The District Collector, Chittoor.
Sf/Sc

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-I

Statement of Articles of charge framed against Sri V.S.Siva Kumar,Tahsildar (Retired)

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Article-I: that he being a responsible Government Officer, while working as Tahsildar, Chittoor has failed to file review/appeal on the orders of the APAT in O.A.No.6065/2011 filed by Sri S.Karunakaran, Thoti, Kattamanchi Village, Chittoor Mandal.

Article-II: that he being a responsible Government Officer, while working as Tahsildar, Chittoor, has issued orders imposing penalty of Rs.1,000/- & treated the absence period from 25.1.2003 to 15.8.2011 as suspension period in the case of Sri S.Karunakaran, Thoti, Kattamanchi Village, Chittoor Mandal instead of terminating the individual for his absence for duty for 8 years 6 months 21 days. Thus he has shown laxity as well as dishonest in attending the official duties for pecuniary gain. Thus he has violated Rule 3(1) (2) (3) of A.P.C.S. Conduct Rules.

V.USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE-II

Statement of imputations of misconduct or misbehavior in support of each article of charge framed against Sri V.S.Siva Kumar, Tahsildar (Retired)

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Sri S.Karunakaran was, appointed as Thoti on temporary basis vide MRO, Chittoor progs.L.Dis.101/85 dt 18.01.1985 and who was appointed as permanent Thoti w.e.f. 01.01.1985 vide MRO, Chittoor Ref.Roc.A/868/95 dt.28.07.1995, he has applied for leave for a period of one year from 25.01.2003 to 24.01.2004 and he has not extended for leave beyond 24.01.2004, as he has not attended duties for 4 to 5 years, the Tahsildar, Chittoor has placed the individual under suspension Vide proceedings Roc No. /152/2006 dt.04.02.2006.

The individual has filed an Appeal before the Revenue Divisional Officer, Chittoor on the orders of the Mandal Revenue Officer, Chittoor, that the Revenue Divisional Officer, Chittoor has partly allowed the appeal and directed the Tahsildar to reinstate him forthwith pending finalization of disciplinary case. The Tahsildar, chittoor has issued an endorsement dt.01.06.2010 stating that as per G.O.Ms.No.1849 para 36 sub Class (1) under part IV, the individual is on Medical leave for more than six months and absent for more than seven years and hence it is not feasible to reinstate him into services as village servant.

Aggrieved to this, the individual has filed O.A.No.6065/2011 before the Hob'ble APAT, the APAT in interim order dt.25.07.2011 has directed to rejoin the individual to the duty without reference to the endorsement dt.01.06.2010 and the then Tahsildar, Chittoor has allowed the individual to join duty on 16.08.2011, without filing appeal on the orders of APAT, Hyderabad.

Further, the then Tahsildar, Chittoor vide proceedings A/152/2009 dt.02.01.2014 has imposed a fine of Rs.1000/- proposed in PCO in conclusion of the disciplinary action against the individual as per Rule 43 of Service Rules and the period of absence/out of office i.e., from 25.1.2003 to 15.8.2011 (8 years 6 months 21 days) treated as suspension period under Rule 23 of Service Rules.

Thus Sri V.S.Siva Kumar, formerly Tahsildar, Chittoor, worked from 17.06.2011 to 20.02.2014, has failed file review/appeal on the orders of the APAT in O.A.No.6065/2011 dt.25.07.2011 and imposed a fine of Rs.1000/- in conclusion of the disciplinary action against the individual and the period of absence/out of office i.e., from 25.1.2003 to 15.8.2011 treated as suspension period instead of terminating the individual from service for his absence for duty for more than 8 years.

V.USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE-III

List of documents by which the articles of charge framed against Sri V.S. Siva Kumar, Tahsildar (Retired) are proposed to be sustained.

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Basis: 1. Orders of Hon'ble APAT, Hyderabad O.A.No.6065/2011 dt.25.07.2011.
2. Tahsildar, Chittoor proceedings Roc A/152/2009, dt.02.01.2014.

V.USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE-IV

List of witnesses by whom the articles of charge framed against Sri V.S.Siva Kumar, Tahsildar (Retired) are proposed to be sustained.

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NIL

V.USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT